

IN THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

LOUISIANA WHOLESALE DRUG CO.,
INC., et al.,

v.

SANOFI-AVENTIS, et al.

Civil Action No. 07 CIV 7343 (HB)

Hon. Harold Baer, U.S.D.J.

ECF Case

MEMO ENDORSED - *JB*

PLAINTIFF'S MOTION TO FILE UNDER SEAL

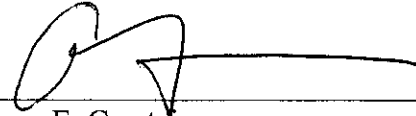
Pursuant to the Stipulated Protective Order entered by this Court on November 5, 2007, Plaintiff Louisiana Wholesale Drug Co., Inc. hereby moves this Court, at the United States District Courthouse, 500 Pearl Street, New York, New York, before the Honorable Harold Baer, for an Order permitting Plaintiff to file the following under seal: (1) Notice of Plaintiff's Motion for Class Certification; (2) Plaintiff's Memorandum of Law in Support of Class Certification; (3) the January 29, 2008 Declaration of Jeffrey J. Leitzinger, Ph.D.; and (4) Proposed Order Granting Class Certification. In support of this Motion, Plaintiff states that:

1. This Court entered a Stipulated Protective Order on November 5, 2007. A copy of that Stipulated Protective Order is attached hereto. Documents have been produced in this litigation in reliance on that Stipulated Protective Order.
2. Plaintiff's Motion for Class Certification and supporting Memorandum and Declaration refer to documents designated "Confidential" and "Highly Confidential" pursuant to the Stipulated Protective Order.
3. In order to maintain the confidentiality of these documents, Plaintiff hereby moves

to file under seal their Motion for Class Certification and supporting Memorandum and Declaration.

WHEREFORE, Plaintiff respectfully requests that Plaintiff's Motion for Class Certification and accompanying materials be filed under seal.

Respectfully submitted,



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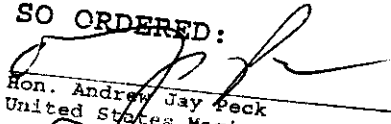
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MEMO ENDORSED 2/17/08

1. Motion to revoke denied as to this 1-24-
the policy of Motion to revoke order to
not contain confidential information
2. Motion to revoke granted as to this 2-13
(subject to further order) revoke, provided
that by 2/11/08, after consultation with
deposits, plaintiffs shall file properly
redacted copies of this brief and
Lettre au Juge, revoke and
sur revoke as is still required
by the Court.
3. 26 copies for revoke will
be revoke of revoke revoke is
fully briefed.

SO ORDERED:


Hon. Andrew Jay Peck
United States Magistrate Judge

ccy for revoke revoke
Zaf H. Baker

BY FAX

FAX TRANSMITTAL SHEET



**ANDREW J. PECK
UNITED STATES MAGISTRATE JUDGE
UNITED STATES DISTRICT COURT**

Southern District of New York
United States Courthouse
500 Pearl Street, Room 1370
New York, N.Y. 10007-1312

Fax No.: (212) 805-7933
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Dated: February 5, 2008

Total Number of Pages: 4

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TRANSCRIPTION:

MEMO ENDORSED 2/5/08

1. Motion to seal denied as to items 1 and 4 – the Notice of Motion and proposed order do not contain confidential information.
2. Motion to seal granted as to items 2 and 3 (subject to further order of the Court), provided that by 2/11/08, after consultation with defendants, plaintiffs shall file publicly redacted copies of their brief and Leitzinger Affidavit, redacting only such information as defendants still request be kept sealed.
3. The motion for class certification will be decided by Judge Baer once it is fully briefed.

Copy to: Judge Harold Baer, Jr.